

1A4 Rec'd PCT/PTO 10 JAN 2006

Attorney Docket: 26993U  
Date: January 10, 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
MARKOLL

Art Unit: Unknown  
Examiner: Unknown

Serial No.: 10/551,262

Filed: September 28, 2005

Title: **ELECTROMAGNETIC STIMULATION IN PATIENTS WITH OSTEOPOROSIS**

## TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- 1) Information Disclosure Statement;
- 2) PTO Form-1449 with 5 cited references;
- 3) Search Report for GB 0308323.5 Patent Application;
- 4) International Search Report for PCT/EP2004/003711 International Patent Application;

The Commissioner is hereby authorized to charge any deficiency or credit any excess to Deposit Account No. 14-0112.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

Gary M. Nath, Reg. No. 26,965  
Tanya E. Harkins, Reg. No. 52,993  
Customer No. 20529

**NATH & ASSOCIATES PLLC**  
112 South West Street  
Alexandria, VA 22314  
GMN/TH/le (IDS)

09 JUL 15 04:00



Attorney Docket: 26993U  
Date: January 10, 2006

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:  
MARKOLL

Art Unit: Unknown  
Examiner: Unknown

Serial No.: 10/551,262

Filed: September 28, 2005

Title: **ELECTROMAGNETIC STIMULATION IN PATIENTS WITH  
OSTEOPOROSIS**

**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

An Information Disclosure Statement is submitted herewith pursuant to 37 C.F.R. 1.97-1.98. Please note the following particulars: [NOTE: One only of items a, b, c, and d must be checked.]

[XXX] a. The enclosed statement is being filed within three months of the filing date of a national application, or within three months of the date of entry into the national stage as set forth in 37 C.F.R. 1.491 in an international application, or before the mailing date of a first Office Action on the merits, whichever event occurs last.

[ ] b. The enclosed statement is being filed after a first action on the merits but before the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311.

The enclosed statement is accompanied by [check one]:

[ ] i. a certification in part (e) below as specified in 37 C.F.R. 1.97(e), or

[ ] ii. a check in the amount required by 37 C.F.R. 1.17(p).

[ ] c. The enclosed statement is being filed after the mailing date of a final action under 37 C.F.R. 1.113, or a notice of allowance under 37 C.F.R. 1.311, but before payment of the issue fee.

[ ] Certification report(e) below; and

[ ] a check in the amount as required by 1.17(p).

[ ] d. The enclosed statement is being filed pursuant to 37 C.F.R. 1.97(i), for placement in the file.

[ ] e. Certification [Check one] [Certification is required only if box (b)(i) or box (c) is checked.]

[ ] I hereby certify that each item of information contained in the enclosed Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement,

or

[ ] I hereby certify that no item of information in the enclosed Information Disclosure Statement herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

or

[ ] Appropriate certification is attached.

[XXX] f. If no check is enclosed and a fee is due in connection with this communication or if the check enclosed is insufficient, the Commissioner is authorized to charge any fee or additional fee due in connection with this communication to Deposit Account No. 14-0112.

[XXX] g. Copies of the documents are attached herewith with a completed Form PTO-1449.

or

[ ] Copies of the documents are not attached as allowed under CFR 1.98(d)(1)(2). The earlier application is identified as:

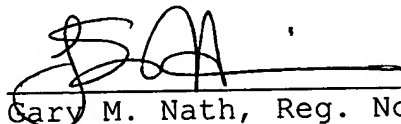
and / or

[XXX] Copies of US Patents/Publications not attached as allowed in Official Gazette Aug. 5, 2003/ Vol. 1273, no. 1.

The Examiner is respectfully requested to cite the documents listed on the attached Form PTO-1449 in the next Office Action. In so doing, the Examiner is respectfully requested to initial in the space adjacent to the listing of each document on the Form PTO-1449, and return a copy of the initialed Form PTO-1449 with the next communication to Applicants, to confirm that these documents have been considered by the Examiner and made of record in this application.

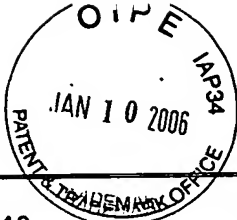
If the Examiner has any questions or wishes to discuss this application, kindly telephone the undersigned at the below-listed number.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**



Gary M. Nath, Reg. No. 26,965  
Tanya E. Harkins, Reg. No. 52,993  
Customer No. 20529

**NATH & ASSOCIATES PLLC**  
112 South West Street  
Alexandria, VA 22314  
GMN/TH/le (IDS.Statement)



FORM PTO-1449

INFORMATION DISCLOSURE CITATIONIn re Application of:  
MARKOLLSerial No:  
10/551,262Filed:  
September 28, 2005Art Unit:  
UnknownExaminer:  
Unknown

## U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Issue / Publication Date	Inventor	Filed
	A1	2002/0032148 A1	14 Mar. 2002	Uchata, et al.	26 Feb. 2001
	A2	2002/0042633 A1	11 Apr. 2002	Markoll	6 Apr. 2001
	A3	2003/0194427 A1	16 Oct. 2003	Benja-Athon	15 Apr. 2002
	A4	6,139,545 A	31 Oct. 2000	Utley, et al.	9 Sep. 1998
	A5	6,464,986 B1	15 Oct. 2002	Aoki, et al.	14 Apr. 2000
	A6				

## FOREIGN PATENT DOCUMENTS

	Document Number	Publication Date	Country	Translation
	A7			
	A8			
	A9			
	A10			
	A11			
	A12			
	A13			
	A14			

## OTHER (Including Author, Title, Date, Pertinent Pages, etc.)

	A15	
	A16	
	A17	
	A18	

Examiner

Date Considered

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP ' 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.